

**UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO**

<p>In re:</p> <p>The Financial Oversight and Management Board for Puerto Rico, as representative of The Commonwealth of Puerto Rico, et al.  Debtors.<sup>1</sup></p>	<p>PROMESA Title III No. 17 BK 3283-LTS (Jointly Administered)</p>
<p>In re:</p> <p>The Financial Oversight and Management Board For Puerto Rico, as representative of Puerto Rico Sales Tax Financing Corporation ("COFINA"),  Debtor.</p>	<p>PROMESA Title III No. 17 BK 3284-LTS</p>

**AMENDED INFORMATIVE MOTION OF THE COFINA SENIOR BONDHOLDERS' COALITION REGARDING ITS REQUEST TO BE HEARD AT THE JANUARY 16-17, 2019 HEARING REGARDING (1) THE 9019 SETTLEMENT APPROVAL MOTION, (2) COFINA PLAN OF ADJUSTMENT CONFIRMATION MOTION, AND (3) DISPUTE REGARDING SECTION 19.5 OF PLAN**

To the Honorable United States District Court Judge Laura Taylor Swain:

---

<sup>1</sup> The Debtors in these Title III cases, along with each Debtor's respective bankruptcy case number and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17-BK-3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (iv) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

The COFINA Senior Bondholders' Coalition<sup>2</sup> submits this informative motion in response to the Court's *Order Regarding Procedures for Attendance, Participation and Observation of January 16, 2019 Hearing Regarding (1) the 9019 Settlement Approval Motion, (2) COFINA Plan of Adjustment Confirmation Motion, and (3) Dispute Regarding Section 19.5 of Plan* (Dkt. 4647) (the "Order"), and respectfully states as follows:

1. Susheel Kirpalani, Daniel Salinas, and Eric Kay of Quinn Emanuel Urquhart & Sullivan, LLP, and Rafael Escalera of Reichard & Escalera, LLC, co-counsel for the COFINA Senior Bondholders' Coalition, will appear in person at the January 16-17 Hearing in Courtroom 3 of the United States District Court for the District of Puerto Rico, 150 Carlos Chardón Street, Federal Building, San Juan, Puerto Rico 00918-1767 to address, as necessary, the following matters:

- a. *Commonwealth of Puerto Rico's Motion Pursuant to Bankruptcy Rule 9019 for Order Approving Settlement Between Commonwealth of Puerto Rico and Puerto Rico Sales Tax Financing Corporation* (Dkt. 4067) (the "9019 Motion");
- b. *Third Amended Title III Plan of Adjustment of Puerto Rico Sales Tax Financing Corporation* (Case No. 17-3284, Dkt. 436) (as may be further amended, the "Plan"); and
- c. Dispute regarding obligations in connection with Section 19.5 of the Plan, as provided for in the procedural order entered at Docket No. 4518.

---

<sup>2</sup> The members of the COFINA Senior Bondholders' Coalition are the following entities, either as beneficial holders or on behalf of managed funds and accounts: Aristea Horizons, L.P.; Canyon Capital Advisors LLC (on behalf of its participating clients); River Canyon Fund Management LLC (on behalf of its participating clients); Decagon Holdings 1, L.L.C.; Decagon Holdings 2, L.L.C.; Decagon Holdings 3, L.L.C.; Decagon Holdings 4, L.L.C.; Decagon Holdings 5, L.L.C.; Decagon Holdings 6, L.L.C.; Decagon Holdings 7, L.L.C.; Decagon Holdings 8, L.L.C.; Decagon Holdings 9, L.L.C.; Decagon Holdings 10, L.L.C.; GoldenTree Asset Management LP; Old Bellows Partners LP; Scoggin Management LP; Taconic Master Fund 1.5 L.P.; Taconic Opportunity Master Fund L.P.; Tilden Park Capital Management LP.; and Whitebox Advisors, LLC.

2. Mr. Kirpalani intends to present argument in the San Juan courthouse in support of confirmation of the Plan and the *Omnibus Reply of the COFINA Senior Bondholders' Coalition to Objections to Confirmation of the Second Amended Title III Plan of Adjustment of Puerto Rico Sales Tax Financing Corporation* (Dkt. 4665). The COFINA Senior Bondholders' Coalition reserves its right to be heard on any matter presented to the Court and to respond to any statements made by any party in connection with the above-captioned Title III cases to the extent it impacts COFINA or the interests of the COFINA Senior Bondholders' Coalition. In addition, the COFINA Senior Bondholders' Coalition, through counsel, reserves the right to cross-examine Mark Elliott in the event he is called as witness in support of any objection filed to the Plan. *See Informative Motion of the GMS Group, LLC Regarding Witness to Appear in the January 16-17, 2017 Hearing, If Needed*, (Dkt. 4683), at ¶ 7 (stating that *GMS, in an overabundance of caution and to preserve the right to present a witness to testify as to those facts*, wishes to announce Mark Elliot as a possible witness on those factual issues) (emphasis in original).

DATED: January 10, 2018

Respectfully submitted,  
REICHARD & ESCALERA

By : /s/ Rafael Escalera  
**Rafael Escalera**  
USDC No. 122609  
escalera@reichardescalera.com

**Sylvia M. Arizmendi**  
USDC-PR 210714  
arizmendis@reichardescalera.com

**Fernando Van Derdys**  
USDC-PR 201913  
fvander@reichardescalera.com

**Carlos R. Rivera-Ortiz**  
USDC-PR 303409  
riverac@reichardescalera.com

**Gustavo A. Pabón-Rico**  
USDC-PR 231207  
pabong@reichardescalera.com  
255 Ponce de León Avenue  
MCS Plaza, 10th Floor  
San Juan, Puerto Rico 00917-1913

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

**Susheel Kirpalani** (*pro hac vice*)  
susheekirpalani@quinnemanuel.com

**Daniel Salinas**  
USDC-PR 224006  
danielsalinas@quinnemanuel.com

**David Cooper** (*pro hac vice*)  
davidcooper@quinnemanuel.com

**Eric Kay** (*pro hac vice*)  
erickay@quinnemanuel.com

**Kate Scherling** (*pro hac vice*)  
katescherling@quinnemanuel.com

**Rex Lee** (*pro hac vice*)  
rexlee@quinnemanuel.com

**Darren M. Goldman** (*pro hac vice*)  
darrengoldman@quinnemanuel.com

51 Madison Avenue, 22<sup>nd</sup> Floor  
New York, New York 10010-1603

*Co-Counsel to the COFINA Senior Bondholders' Coalition*

**CERTIFICATE OF SERVICE**

I hereby certify that on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel for the parties of record.

/s/*Carlos R. Rivera-Ortiz*  
USDC-PR 303409